

Applicant Initiated Interview Request Form

Application No.: 10625965 First Named Applicant: Paul DiCesare
 Examiner: Victoria Chen Art Unit: 3739 Status of Application: Final Rejection Issued

Tentative Participants:

(1) William Knotts (2) _____
 (3) _____ (4) _____

Proposed Date of Interview: January 28, 2010 Proposed Time: 10 AM (AM/PM)

Type of Interview Requested:

(1) Telephonic (2) Personal (3) Video Conference

Exhibit To Be Shown or Demonstrated: YES NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>102(e)</u>	<u>Claims 1 and 4</u>	<u>Bacher</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>112</u>	<u>Claims 1, 2, 4, 6</u>	<u> </u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Continuation Sheet Attached

Proposed Amendment or Arguments Attached

Brief Description of Arguments to be Presented:

Discussion of proposed amendments. See attached sheet.

An interview was conducted on the above-identified application on _____.
NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

 Applicant/Applicant's Representative Signature

 Examiner/SPE Signature

WILLIAM J. KNOTTS JR.
 Typed/Printed Name of Applicant or Representative

S3, 145
 Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Examiner Interview

PROPOSED CLAIM AMENDMENTS AND ARGUMENTS

A. Proposed Amendments:

1. (Currently Amended) Manual actuating apparatus for operating a medical device having a common closable jaw for effecting operation of the medical device comprising:

a handle;

a finger loop mounted on the handle for receiving a finger of an operator;

first and second lever members mounted on the handle for grasping engagement by other fingers of the operator, each of the first and second lever members being independently and pivotably mounted on the handle for movement between respective first and second positions; and

a force transmitting member operably connecting at least one of the finger loop and the first and second lever members to the common closable jaw of the medical device for operating the common closable jaw at a location distant from the handle where movement of the first and second lever members between the first and second positions, relative to the finger loop, causes simultaneous movement of jaw members of the common closable jaw for opening and closing the jaw members the common closable jaw of the medical device;

whereby, in the course of operating the common closable jaw, the first and second lever members are positioned relative to the finger loop so that the operator can reposition the

Examiner Interview

PROPOSED CLAIM AMENDMENTS

other fingers between the first and second lever members with rotation of the finger within the finger loop while operating the common closable jaw with the finger within the finger loop and thereby assure a comfortable hand posture throughout the complete range of operation of the medical device.

B. 112 Arguments:

Figs. 5, 5a and 5b illustrate the first lever member 76 and the second lever member 78 being operably connected to the members 22. The members 22 would clearly be understood by one skilled in the art as jaws of the device. Because first and second lever members 76, 78 are "commonly" connected to the members 22 the members 22 are a "common closable jaw" as recited in the claim.